IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

TUESDAY, THE 21ST NOVEMBER 2006 / 30TH KARTHIKA 1928

WP(C).No. 30762 of 2006(K)

PETITIONER:

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1. K.E. PATHROSE, S/O. ITTOOP,
   KOPPADAKKAMADATHIL HOUSE, CHUNDAKKZHY KARA,
   VENGOOR WEST VILLAGE.

2. PAULOSE, S/O.ITTOOP,
   KOPPADAKKAMADATHIL HOUSE, CHUNDAKKUZHY KARA,
   VENGOOR WEST VILLAGE.

3. CHARUCHI, W/O.KURUVILA,
   POTTAKKAL HOUSE, CHUNDAKKUZHY KARA,
   VENGOOR WEST VILLAGE.

4. KURIACHAN P., S/O.KURUVILA,
   POTTAKKAL HOUSE, CHUNDAKKUZHY KARA,
   VENGOOR WEST VILLAGE.

BY ADV. SRI.P.V.ELIAS
SRI.N.N.ELAYATH

RESPONDENTS:

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1. THE DISTRICT COLLECTOR,
   ERNAKULAM.

2. THE REVENUE DIVISIONAL OFFICER,
   MUVATTUPUZHA.

3. THE MUDAKKUZHA GRAMA PANCHAYAT
   REP. BY ITS SECRETARY.

4. KURIAKOSE @ KURIACHAN,
   W/O. ABRAHAM, CHIRANGARA HOUSE,
   CHUNDAKUZHY KARA, VENGOOR WEST VILLAGE.

5. ABRAHAM S/O.KURIAKOSE,
CHIRANGARA HOUSE, CHUNDAKKUZHY KARA,
VENGOOR WEST VILLAGE.

6. JOLLY, S/O.VARGHESE,
CHIRANGARA HOUSE, CHUNDAKUZHY KARA,
VENGOOR WEST VILLAGE.

7. BENNY, S/O. PAULOSE,
VALAMKODE, VENGOOR KARA,
VENGOOR WEST VILLAGE.

8. YAYAKKI, W/O.VARKEY,
UNTHAKADAN, RAYAMANGALAM VILLAGE,
RAYAMANGALAM.

9. PAULOSE, S/O.VARKEY,
ARIPPAKADAN HOUSE, CHUNDAKKUZHY KARA,
VENGOOR WEST VILLAGE.

10. DAISY ISSAC, W/O.ISSAC,
KANPAKKADAN, VENGOOR WEST VILLAGE.

11. ROY, S/O. KURIAKOSE,
THALELI HOUSE, CHUNDAKUZHI,
VENGOOR WEST VILLAGE.

BY G.P. SRI.I.V.PRAMOD FOR R1-R3

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 21/11/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N. RAMACHANDRAN NAIR, J.

W.P. (C) No. 30762 OF 2006 K

Dated this the 21st day of November, 2006

J U D G M E N T

The grievance of the petitioners is that respondents 4 to 11 are involved in blasting of rocks near their property causing danger to their life and property, without licences.

In the circumstance, the writ petition is disposed of with a direction to the 2nd respondent to get an enquiry conducted through any filed officer and take appropriate action, if blasting is done, without any licence. The 3rd respondent Panchayat will also take appropriate action for violation of Rules, if any. The petitioners shall produce a copy of this judgment before respondents 2 and 3 for compliance. I make it clear that no orders should be issued against respondents 4 to 11 or any other party without serving of notice and without hearing them.

(C.N. RAMACHANDRAN NAIR, JUDGE)

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